

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Kai DESINGER, et. al.

Serial No.: 10/564,322

Filed: June 26, 2006

For: SURGICAL PROBE

Confirmation No.: 8850

Date: February 12, 2010

Group Art Unit: 3739

Examiner: Amanda L. SCOTT

VIA EFS-WEB

Mail Stop RCE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

PETITION AND FEE FOR AUTOMATIC EXTENSION OF TIME
UNDER 37 CFR 1.17, 1.136(a) AND 35 USC 41(a)8

Sir:

Applicant(s) hereby petition(s) the Commissioner for Patents to extend the time for filing a response to the outstanding Office Action by two month. Credit card payment in the amount of \$130.00 is submitted via EFS-WEB for the petition fee in accordance with 37 CFR 1.17 computed as:

Response within two months
 not small entity (\$490) small entity (\$245)

You are authorized to charge to our Deposit Account No. 15-0700 any additional amounts owing.

If this petition is inadequate to avoid abandonment, the Commissioner for Patents is petitioned, under 37 C.F.R. §1.136(a), to extend the time by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

Respectfully submitted,



MAX MOSKOWITZ

Registration No.: 30,576

OSTROLENK, FABER, LLP

1180 Avenue of the Americas

New York, New York 10036-8403

Telephone: (212) 382-0700

THIS CORRESPONDENCE IS BEING
 SUBMITTED ELECTRONICALLY
 THROUGH THE UNITED STATES
 PATENT AND TRADEMARK OFFICE
 EFS FILING SYSTEM
 ON FEBRUARY 12, 2010